The Alwaye Village Panchayat Court.

34. *MR. M. K. JANARDANA KAMATH (*Commerce and Industry, North*): Will the Government be pleased to state the names of the present Judges of the Alwaye Village Panchayat Court?

RAO SAHIB DR. N. KUNJAN PILLAI (*Chief Secretary to Government*):

1. Mr. E. V. Abraham, B. A., & B. L., President.
2. Mr. P. Kumara Pillai, Senior Judge.
3. Mr. K. S. Raman Pillai, Judge.
4. Mr. P. K. Makkar Do.
5. Mr. Joseph Antony Do.

MR. M. K. JANARDANA KAMATH (*Commerce and Industry, North*): Are the Government aware of the fact that persons mentioned as items 2 and 3 of the answer are closely related to each other?

RAO SAHIB DR. N. KUNJAN PILLAI (*Chief Secretary to Government*): Government are not aware of that fact.

MR. M. K. JANARDANA KAMATH (*Commerce and Industry, North*): May I know from the member whether before selecting the members for the Panchayat Courts, enquiries are made to know whether they are related?

RAO SAHIB DR. N. KUNJAN PILLAI (*Chief Secretary to Government*): Appointments are made on the recommendation of the District Magistrates and Government presume that the District Magistrates should have made the necessary enquiry before they made the recommendation.

MR. M. K. JANARDANA KAMATH (*Commerce and Industry, North*): May I know whether it is desirable to appoint persons who are related to each other as Judges in the same court?

PRESIDENT: It is a matter of opinion.

MR. M. K. JANARDANA KAMATH (*Commerce and Industry, North*): Can justice be properly administered?

PRESIDENT: That is again a matter of opinion.

MR. T. K. VELU PILLAI (*Trivandrum- Urban*): Is there not a rule preventing Government officers appointing their relatives in service?

RAO SAHIB DR. N. KUNJAN PILLAI (*Chief Secretary to Government*): I am not aware of such a rule.

MR. T. K. VELU PILLAI (*Trivandrum—Urban*): Will the member refer to the Revenue Manual for the rule?

RAO SAHIB DR. N. KUNJAN PILLAI (*Chief Secretary to Government*): I shall be very glad to do so.

Police cases in the Kallara Market.

35. *MR. S. J. NAIR (*Nedumangad*): Will the Government be pleased to state:

(*a*) how many cases the Police at Pangodu Out-post, under the jurisdiction of the Nedumangad Police Station, have reported as having occurred in the Kallara market on market days in the years 1107, 1108 and 1109, respectively:

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(*b*) in how many cases the Police have filed regular complaints before the Nedumangad Stationary Second Class Magistrate's Court ;

(*c*) in how many cases the Police have put in regular charge-sheets ;

(*d*) how many cases ended in conviction and what their file numbers are ; and

(*e*) how many cases are pending disposal and what their numbers are ?

RAO BAHADUR N. RAMANUJA AIYANGAR (*Commissioner of Police*) : (*a*) to (*e*). A *statement furnishing the required information is laid on the table.

MR. S. J. NAIR (*Nedumangad*) : With reference to answer given in Appendix V with regard to the case charge-sheeted by the Nedumangad Police in 1108, may I know from the Government whether that case is for any offence that took palce on any market day?

RAO BAHADUR N. RAMANUJA AIYANGAR (*Commissioner of Police*) : I could not tell off-hand.

MR. S. J. NAIR (*Nedumangad*) : May I know from the Government whether the offence has been charge-sheeted by the Nedumangad Police as having taken place inside the market ?

RAO BAHADUR N. RAMANUJA AIYANGAR (*Commissioner of Police*) : I think so, as these are cases which occurred in the Kallara market.

MR. S. J NAIR (*Nedumangad*) : Is it so stated in the Police charge-sheet that the offence was committed on a market day?

MR. M. SIVATANU PILLAI (*Tovala*) : Sir, the case is pending before the Police and it is a matter *sub-judice*.

MR. S. J. NAIR (*Nedumangad*) : No case is pending before the Police, Sir. The case has been charge-sheeted.

PRESIDENT : Well, he must be aware of it.

MR. S. J. NAIR (*Nedumangad*) : I did not get an answer, Sir.

PRESIDENT : Well, he has bomb-shelled.

MR. S. J. NAIR (*Nedumangad*) : That bomb-shell is not right. It is not a bomb-shell but a paper ball (*Laughter*).

PRESIDENT : Well, Mr. Sivatanu Pillai, on what authority did you say it is bomb-shelled ?

MR. M. SIVATANU PILLAI (*Tovala*) : Sir, I understand that the case charged before the Police may be referred to the court of law and if the case is still pending adjudication, it is a point of order whether a case pending before a court may be discussed by way of supplementary questions.

MR. S. J. NAIR (*Nedumangad*) : My friend says it is not before the court of law. With reference to the answer supplied in Appendix V it is seen clearly printed.....

PRESIDENT : What is the exact point you are at ?

MR. S. J. NAIR (*Nedumangad*) : My point is whether the case that is pointed out in Appendix V of the answer was for an offence said to have taken place inside the market and on a market day.

**Vide* Appendix V.

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PRESIDENT: If the case is now before a court of law, any answer that may be given in this House may prejudice the case.

MR. S J. NAIR (*Nedumangad*): Sir, it is not pending. It has been compromised.

PRESIDENT: So you are aware of the case!

MR. S. J. NAIR (*Nedumangad*): Sir, it is so given in the answer.

Police cases in the Pangodu Market.

36. *MR. S. J. NAIR (*Nedumangad*): Will the Government be pleased to state:

(*a*) how many cases the Police at Pangodu Out-post, under the jurisdiction of the Nedumangad Police Station, have reported as having occurred in the Pangodu market on market days in the years 1107, 1108 and 1109, respectively;

(*b*) in how many cases the Police have preferred regular complaints before the Nedumangad Stationary Second Class Magistrate's Court;

(*c*) in how many cases the Police have put in regular charge-sheets;

(*d*) how many cases ended in conviction and what their file numbers are; and

(*e*) how many cases are pending disposal and what their numbers are?

RAO BAHADUR N. RAMANUJA AIYANGAR (*Commissioner of Police*): (*a*) to (*e*). A statement furnishing the required information is laid on the table.

MR. S. J. NAIR (*Nedumangad*): With reference to the answer given in Appendix VI, I wish to point out to the notice of Government that in the last Session of the Assembly an answer was given to me that no market known as the Pangodu market existed. But it is found from the answer given to me for question 36 that there is a market known as the Pangodu market in the Vamanapuram pakuthi and that that market was conducted there and cases were detected.

RAO BAHADUR N. RAMANUJA AIYANGAR (*Commissioner of Police*): Sir, the statement given is a statement of Police cases which have occurred in the Kallara market.

MR. S. J NAIR (*Nedumangad*): Sir, as a result of the answer, I wish to draw the attention of the Chair to a fact that took place in the last Session of the Assembly. To a question that was put by me to Government whether there was a market at Kallara in the year 1108 the answer given was that there was no market and for that reason no license was given. It is seen from the answer supplied to me now that there was a market at Kallara in 1108 and the market was held and that offences have taken place inside the market. I wish to draw the attention of Government that such incorrect answers may not be supplied to us and we shall not be befooled like this by the authorities concerned.

**Vide* Appendix VI.

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Appendix V.

***Vide* Question No. 35.**

Statement of Police cases in the Kallara Market.

Year.	Cases reported to have occurred in Kallara market on market days.	Cases in which the Police have filed regular complaints before the Nedumangad Stationary Second Class Magistrate.	Cases in which Police have put in charge-sheet.	Cases ended in conviction with file No.	Cases pending disposal and their Nos.
	(a)	(b)	(c)	(d)	(e)
1107	1	1	...	1. No. 52/07 on the file of the 2nd Class Magistrate.	Nil.
1108	1	...	1	Compromised C. C. No. 427/08 on the file of the 2nd Class Magistrate, Nedumangad.	Nil.
1109	Nil.	Nil.	Nil.		Nil.